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EXPRESS MAIL LABEL NO. ER 988905357US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Georg Domenic et al.
Serial Number : 10/735,569
Filed : December 15, 2003
For : Rotary Post Assembly
Mechanism Having a Post Height
Adjustment Device and a Novel
Shelf Construction and Shelf
Retaining Element for Securing
The Shelves to the Post

RESPONSE TO NOTICE TO FILE MISSING PARTS OF REISSUE
APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION mailed February 11, 2004, a copy of which is attached, and the NOTICE OF INCOMPLETE REPLY (REISSUE) mailed March 26, 2004, a copy of which is also attached, the undersigned submits herewith a complete copy of the package of materials dispatched to Mail Stop Missing Parts, Commissioner for Patents via Express Mail on March 30, 2004. A copy of the stamped postcard accompanying that submission is also attached.

Note the "Remarks" which lists all of the contents of the submission refers to (third item from bottom of page) "The reissue specification is herewith provided in the form of the printed patent with each page in double-column

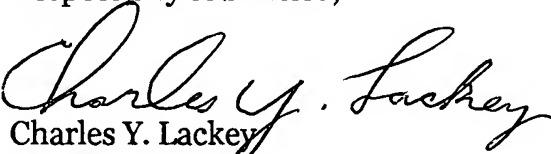
EXPRESS MAIL LABEL NO. ER988905357US

format and on only one side of each sheet of paper". That exact document is included in the submission of March 30, 2004 and is reflected in the duplicate package of that submission included herewith.

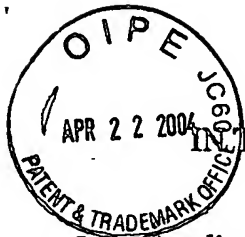
In view of the showing herein that a double-column format printed patent copy was properly submitted, prosecution on the merits of the present application is respectfully requested.

Although it is believed that the response to the Notice mailed February 11, 2004 was timely and properly submitted in compliance with the missing parts identified, a check in the amount of \$55.00 to cover a one month extension of time (until May 11, 2004) with respect to this filing is also included herewith.

Respectfully submitted,


Charles Y. Lackey
Reg. No. 22,707

Date: 4-21-2004



EXPRESS MAIL LABEL NO. ER988905357US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Georg Domenic et al.
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Mechanism Having a Post Height
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Retaining Element for Securing
The Shelves to the Post

RESPONSE TO NOTICE TO FILE MISSING PARTS OF
REISSUE APPLICATION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

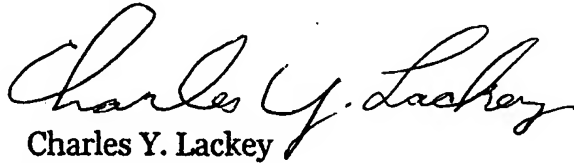
Sir:

In response to the Notice to File Missing Parts of Reissue Application in the above-referenced reissue application mailed February 11, 2004, a copy of which is enclosed, please enter the submitted documents, correctly formatted specification, amended claims and specification and informal new drawing FIG. 13a as follows:

EXPRESS MAIL LABEL NO. ER 988905 357 US

Since all missing parts and appropriately corrected documents have been accounted for herein, it is respectfully that the application be processed for examination.

Respectfully submitted,

A handwritten signature in cursive script that reads "Charles Y. Lackey".

Charles Y. Lackey
Reg. No. 22,707

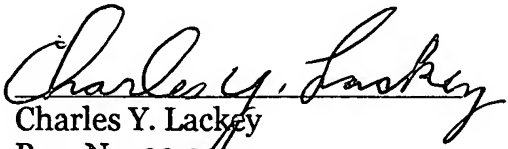
Date: 2-18-2004



EXPRESS MAIL CERTIFICATE

"EXPRESS MAIL" LABEL NUMBER : ER988905357US
DATE OF DEPOSIT : April 21, 2004
Filed : December 15, 2003

I hereby certify that the enclosed Response to Notice to File Missing Parts of Reissue Application with attachments mailed February 11, 2004 and the enclosed Notice of Incomplete Reply with attachments mailed March 26, 2004 in US Pat. Appln. Ser. No. 10/735,569 (Georg Domenic et al.), copies of the Notices, a check in the amount of \$55 and a return mailing postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and addressed to Mail Stop Missing Parts, Commissioner for Patents, PO BOX 1450. Alexandria, VA 22313-1450.


Charles Y. Lackey
Reg. No. 22,707



Commissioner of Patents and Trademarks

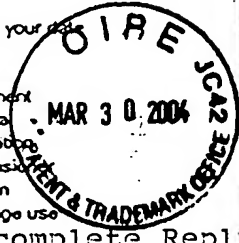
Domenig et al.

Applicant/Inventor:
Serial No.: 107735,569 Filing Date: 12-15-2003
Reg. No.: _____ Patent No.: _____
Mark/Title: Rotary Post Assembly...
Operating Unit: _____

Please confirm receipt of the document(s) checked below by applying your date stamp and serial no.:

- | | |
|-----------------------------------------------------------------------------------------|--------------------------------------------------|
| <input type="checkbox"/> Trademark application based on use/proposed use | <input type="checkbox"/> Assignment document |
| <input type="checkbox"/> Patent application | <input type="checkbox"/> Issue fee transmittal |
| <input type="checkbox"/> Amendment/response | <input type="checkbox"/> Section 15 Declaration |
| <input type="checkbox"/> Section 8 Declaration | <input type="checkbox"/> Petition to Commission |
| <input type="checkbox"/> Renewal application | <input type="checkbox"/> Notice of opposition |
| <input type="checkbox"/> Request for ext. of time | <input type="checkbox"/> Amendment to allege use |
| <input type="checkbox"/> Statement of use | |
| <input checked="" type="checkbox"/> Other <u>Response to Notice of Incomplete Reply</u> | |
- (Reissue) and postcard

Very truly yours,
Charles Y. Lackey



EXPRESS MAIL LABEL NO. ER 988905343 US

EXPRESS MAIL LABEL NO. ER 988903357 US

Commissioner of Patents and Trademarks

Applicant/Inventor: Domenig and Rapier
Serial No.: _____ Filing Date: _____
Reg. No.: _____ Patent No.: _____
Mark/Title: Rotary Shelf ... (Reissue II)
Operating Unit: _____

Please confirm receipt of the document(s) checked below by applying your date stamp and serial no.:

| | |
|--------------------------------------------------------------------------------------------|---------------------------------------------------|
| <input type="checkbox"/> Trademark application based on use/proposed use | <input type="checkbox"/> Assignment document |
| <input type="checkbox"/> Patent application | <input type="checkbox"/> Issue fee transmittal |
| <input type="checkbox"/> Amendment/response | <input type="checkbox"/> Section 15 Declaration |
| <input type="checkbox"/> Section 8 Declaration | <input type="checkbox"/> Petition to Commissioner |
| <input type="checkbox"/> Renewal application | <input type="checkbox"/> Notice of opposition |
| <input type="checkbox"/> Request for ext. of time | <input type="checkbox"/> Amendment to allege use |
| <input type="checkbox"/> Statement of use | |
| <input checked="" type="checkbox"/> Other <u>Response to Notice of Missing Parts &</u> | |
| check for \$65 + postcard | |
| Very truly yours, | |
| Charles Y. Lackey | |

EXPRESS MAIL LABEL NO. CR9889053.5705

EXPRESS MAIL LABEL NO. EA 988905357US

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/735,569 | 12/15/2003 | Georg Domenig | |

Charles Y. Lucky
 P.O. Box 5871
 Winston-Salem, NC 27113



CONFIRMATION NO. 3497

FORMALITIES LETTER



OC000000011878124

Date Mailed: 02/11/2004

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- o Consent of assignee is missing. 37 CFR 1.172 requires that a reissue oath/declaration be accompanied by the written consent of all assignees.
- o The reissue specification has not been provided in the form of a copy of the printed patent. Each page should be in double-column format and on only one side of each sheet of paper, as is required by 37 CFR 1.173(a)(1).
- o Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- o **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

EXPRESS MAIL LABEL NO. ER 988905357US

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/735,569 | 12/15/2003 | Georg Domenig | |

Charles Y. Lacky
 P.O. Box 5871
 Winston-Salem, NC 27113



CONFIRMATION NO. 3497

FORMALITIES LETTER



OC000000012196137

Date Mailed: 03/26/2004

NOTICE OF INCOMPLETE REPLY (REISSUE)***Filing Date Granted***

The U.S. Patent and Trademark Office has received your reply on 02/23/2004 to the Notice to File Missing Parts (Notice) mailed 02/11/2004 and it has been entered into the reissue application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below **SHOULD** be filed along with any items required above. The filing date of this reissue application will be the date of receipt of the items required above.

- The reissue specification has not been provided in the form of a copy of the printed patent. Each page should be in double-column format and on only one side of each sheet of paper, as is required by 37 CFR 1.173(a)(1).

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

*A copy of this notice **MUST** be returned with the reply.*

✓ **Nathaniel R. Hayden**

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE